UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

Scott Hutchison Enterprises, Inc., et al., : Civil Action No. C-1-01-776

Plaintiffs : Judge Weber

:

V.

Rhodes, Inc., et al.,

Defendants : NOTICE OF WITHDRAWAL OF BILL OF COSTS (DOC. NO. 136)

Defendant H.T. Boggs hereby gives notice of the withdrawal of the Bill of Costs filed on his behalf on November 4, 2005 (doc. no. 136).

Respectfully submitted,

Thomas R. Schuck (0005336)

Trial Attorney for Defendant H.T. Boggs

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he served a copy of the foregoing Notice of Withdrawal of Bill of Costs upon the following counsel of record electronically or by regular United States mail, postage prepaid this 30th day of January, 2006.

Thomas R. Schuck

William P. Schroeder, Esq. 11935 Mason Road, Suite 100 Cincinnati, Ohio 45249 Attorney for Plaintiffs Gayle B. McGrath, Esq. W. Craig Robertson, III, Esq. 250 West Main Street, Suite 1600 Lexington, Kentucky 40507-1746 Attorneys for Defendants Zimmer and Geisler

E. David Marshall, Esq. 271 West Short Street, Suite 111 Lexington, Kentucky 40507

M. Bradford Sanders, Esq. 9122 Montgomery Road, Suite 201 Montgomery, Ohio 45242 Attorneys for Defendant Rhodes, Inc., Rhodes Incorporated and Rhodes & Associates, Inc.